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(Original Signature of Member)

116TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To direct the Secretary of Defense to implement a safe-to-report policy  
applicable across the Armed Forces.

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**IN THE HOUSE OF REPRESENTATIVES**

Ms. SPEIER introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_  
\_\_\_\_\_

**A BILL**

To direct the Secretary of Defense to implement a safe-  
to-report policy applicable across the Armed Forces.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SAFE-TO-REPORT POLICY APPLICABLE ACROSS**  
4               **THE ARMED FORCES.**

5       (a) IN GENERAL.—The Secretary of Defense shall,  
6       in consultation with the Secretaries of the military depart-  
7       ments, prescribe in regulations a safe-to-report policy de-  
8       scribed in subsection (b) that applies with respect to all  
9       members of the Armed Forces (including members of the

1 reserve components of the Armed Forces) and cadets and  
2 midshipmen at the military service academies.

3 (b) SAFE-TO-REPORT POLICY.—The safe-to-report  
4 policy described in this subsection is a policy under which  
5 a member of the Armed Forces who is the alleged victim  
6 of sexual assault, but who may have committed minor col-  
7 lateral misconduct at or about the time of such sexual as-  
8 sault, or whose minor collateral misconduct is discovered  
9 only as a result of the investigation into such sexual as-  
10 sault, may report such sexual assault to proper authorities  
11 without fear or receipt of discipline in connection with  
12 such minor collateral misconduct absent aggravating cir-  
13 cumstances that increase the gravity of the minor collat-  
14 eral misconduct or its impact on good order and discipline.

15 (c) MINOR COLLATERAL MISCONDUCT.—For pur-  
16 poses of the safe-to-report policy, minor collateral mis-  
17 conduct shall include any of the following:

- 18 (1) Improper use or possession of alcohol.
- 19 (2) Consensual intimate behavior (including  
20 adultery) or fraternization.
- 21 (3) Presence in an off-limits area.
- 22 (4) Such other misconduct as the Secretary of  
23 Defense shall specify in the regulations under sub-  
24 section (a).

1       (d) AGGRAVATING CIRCUMSTANCES.—The regula-  
2 tions under subsection (a) shall specify aggravating cir-  
3 cumstances that increase the gravity of minor collateral  
4 misconduct or its impact on good order and discipline for  
5 purposes of the safe-to-report policy.

6       (e) DEFINITIONS.—In this section:

7           (1) The term “Armed Forces” has the meaning  
8 given that term in section 101(a)(4) of title 10,  
9 United States Code, except such term does not in-  
10 clude the Coast Guard.

11          (2) The term “military service academy” means  
12 the following:

13           (A) The United States Military Academy.

14           (B) The United States Naval Academy.

15           (C) The United States Air Force Academy.